

Docket No.: PCH0797USCNT1
S/N: 10/772,899
Filed: 02/05/2004

REMARKS

Claims 21-23 and 31-34 are pending.

Claims 21-23, 31 and 32 are allowed.

Claims 33 and 34 are rejected.

Claim 33 has been cancelled without prejudice and amended claim 34 to replace "container" with "tray". Support for the amendment can be found in the claims as originally filed.

Rejection under 35 USC § 112

Claims 33 and 34 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which application regards as the invention. Specifically in claim 33, the Examiner notes that the phrase "further comprising a container to receive the stack" appears a double recitation to the tray as recites in claim 22. Applicant has cancelled claim 33 and amended claim 34 to replace "container" with "tray". This should obviate the Examiner's rejection.

Conclusion

Therefore, in light of the amendments and remarks made herein, it is respectfully submitted that the rejection under 35 USC §§ 112 has been overcome. Accordingly, reconsideration and allowance of Claims 33 and 34 are earnestly solicited.

Should the Examiner have any questions or comments concerning the above, the Examiner is respectfully invited to contact the undersigned attorney at the number listed below.

Date:

October 29, 2007

Respectfully submitted,

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